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6 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 PHILADELPHIA INDEMNITY
INSURANCE COMPANY,

9 Plaintiff,

10 v.

11 MATTHEW C. ROWLEN,

12 Defendant.

C16-1912 TSZ

MINUTE ORDER

13
14 The following Minute Order is made by direction of the Court, the Honorable
Thomas S. Zilly, United States District Judge:

15 (1) Plaintiff's unopposed motion for attorney's fees, docket no. 18 is
16 GRANTED. Under Washington law, the prevailing party in a contract dispute "shall be"
17 entitled to reasonable attorney's fees and costs, if the contract in dispute specifically
18 provides for the award of fees and costs. *See* RCW 4.84.330; *see also Merrell v. Renier*,
19 2007 WL 1058726, at *2 (W.D. Wash. Apr. 5, 2007). The term "prevailing party" refers
20 to the party in whose favor final judgment is rendered. RCW 4.84.330. Here, Section 3
21 of the Commercial General Indemnity Agreement at issue in this lawsuit, Decl. of Wendy
22 Clime, Ex. 2, docket no. 16-2 at 2, specifically requires defendant to indemnify and hold
23 plaintiff harmless for attorney's fees and costs incurred in enforcing the agreement and
plaintiff is the prevailing party in this lawsuit in light of the judgment entered in its favor,
docket no. 17. The Court finds that the time expended and the amounts charged are
reasonable and therefore recoverable. Accordingly, it is hereby ORDERED that
attorney's fees in the amount of \$3,936.50 shall be awarded to plaintiff.

(2) The Clerk is directed to send a copy of this Minute Order to all counsel of record.

Dated this 19th day of May, 2017.

William M. McCool
Clerk

s/Karen Dews
Deputy Clerk